

Message Text

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ACTION EB-07

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C O N F I D E N T I A L PARIS 18109

USOECD

EXCON

E.O. 11652: XGDS-1

TAGS: ESTC COCOM

SUBJ: LIST REVIEW ORGANIZATION

REF: PARIS 16771 AND PREVIOUS

1. DURING LIST REVIEW ORGANIZATION DISCUSSIONS AT COCOM MEETING 6/14 ITALIAN DEL MAINTAINED HIS POSITION THAT ITALY COULD ONLY AGREE TO FOUR MONTH (TO FOUR AND HALF MONTH) INTERVAL, IF THERE WAS AGREEMENT TO LIMIT OVERALL LIST REVIEW PERIOD ITSELF. HE SUGGESTED THAT THIS LIMIT COULD BE UP TO 12 MONTHS. FOLLOWING US INSISTENCE THAT IT COULD NOT ACCEPT IDEA OF OVERALL LIST REVIEW TIME LIMITATION, ITALIAN DEL STATED THAT HIS AUTHORITIES COULD ACCEPT WORDING TO EFFECT THAT LIST REVIEW SHOULD BE COMPLETED, IF POSSIBLE, WITHIN 12 MONTHS. U.K. DEL INDICATED THAT HIS AUTHORITIES WOULD HAVE SERIOUS PROBLEMS WITH ANY REFERENCE TO LIST REVIEW PERIOD EXTENDING BEYOND 10 MONTHS. AS ISSUE REMAINED UNRESOLVED CHAIRMAN REQUESTED ALL DELEGATIONS TO REVIEW THEIR POSITIONS AND SCHEDULED FURTHER DISCUSSION FOR COCOM MEETING
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6/21. HE ALSO CALLED UPON DELEGATIONS TO HAVE FINAL POSITIONS ON ALL LIST REVIEW ORGANIZATION ISSUES BY SPECIAL COCOM MEETING 6/24.

2. UKDEL WAS WITHOUT INSTRUCTIONS ALL PENDING LIST REVIEW ORGANIZATION QUESTIONS BUT EXPECTED TO HAVE THEM BY COCOM MEETING 6/21. HE AGREED BILATERALLY TO REVIEW

US SUGGESTIONS REGARDING ACCEPTABLE LANGUAGE FOR REDRAFT
OF OUTSTANDING SENTENCE IN PARA 2 PREAMBLE.

3. COMMENT: US DEL BELIEVES THAT ITALIAN SUGGESTION REGARDING COMPLETION OF LIST REVIEW WITHIN 12 MONTHS IF POSSIBLE SHOULD BE CONSIDERED BY DEPT. THIS PHRASEOLOGY WOULD NOT CREAT FEARED TIME STRAIGHTJACKET FOR COMPLETION OF NEOGITATIONS. IT'S ACCEPTANCE WOULD LARGELY DEFUSE CONCERN BY OTHER DELEGATIONS THAT US MAY DRAG LIST REVIEW PROCES ON INDEFINITELY. COMPLETION OF A TWO-ROUND LIST REVIEW WITHIN 12 MONTHS APPEARS TO USDEL TO BE REALISTIC ASSUMPTION. PAST LIST REVIEW ROUND HAVE INVAIABLY LASTED LESS THAN THREE MONTHS EACH AND IT WOULD BE DIFFICULT TO ENVISAGE EXPERTS BEING AVAILABLE FOR ANY PERIOD OF TIME EXTENDING FOR MORE THAN FOUR MONTHS. IF DURING THE LIST REVIEW NEGOTIATING PROCESS IT BECAME CLEAR THAT IN FACT MORE TIME WAS JUSTIFIABLY REQUIRED THEN UNDER ITALIAN PROPOSED LANGUAGE, THE LIST REVIEW COULD RUN BEYOND THE 12-MONTH PERIOD WITHOUT ANY ALLEGATIONS OF BAD FAITH.

4. ONE POTENTIAL PITAFALL TO AGREEING TO LIMIT LIST REVIEW PROCESS IN PRINCIPLE, HOWEVER, IS THAT US COULD BE SUBSEQUENTLY PUT UNDER PRESSUE TO AGREE IN PRINCIPLE TO SHORTER PERIOD AS WELL. THIS RISK COULD BE AVOIDED HOWEVER, IF USDEL HAD THE OPTION OF ACCEPTING ITALIAN CONFIDENTIAL

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LANGUAGE AND HELD IT IN RESERVE UNTIL IT WERE APPARENT THAT PERIOD BEING CONTEMPLATED AS TARGET WAS NOT SHORTER THAN 12 MONTHS AND THAT SUCH AGREEMENT WAS REQUIREED TO RESOLVED ROUND INTERVAL ISSUE. IF UK WERE TO INSIST ON 10-MONTH PERIOD AT COCOM MEETING 6/21 OR 6/24 USDEL WOULD MAINTAIN ALREADY STATED OPPOSITION TO FIXING OVERALL TIME PERIOD EVEN IN PRINCIPLE AND CONTINUE TO PRESS FOR FOUR MONTH MINIMUM INTERVAL. UK COULD PROBABLY AGREE TO FOUR MONTH INTERVAL EVEN IN ABSENCE OF OVERALL LIST REVIEW LIMITATION. IF ITALIANS AND FRENCH REMAIN ADAMANT HOWEVER, NO AGREEMENT ON INTERVAL WILL BE REACHED. MATTER WOULD BE LEFT FOR DETERMINATION DURING FIRST-ROUND IN ACCORDANCW WITH PARA KKK(E), OF US PROPOSAL WHICH HAS ALREADY BEEN ACCEPTED. END COMMENT.

5. ACTION REQUESTED: INSTRUCTIONS PERMITTING USDEL TO USE HIS DISCRETION REGARDING 12-MONTH LIST REVIEW LIMIT IN PRINCIPLE.

6. SUBSEQUENT TO DRAFTING OF ABOVE UKDEL INFORMED USDEL THAT HE HAD RECEIVED INSTRUCTIONS TO AGREE TO FOUR TO FOUR-ONE HALF MONTH INTERVAL WITHOUT ANY OVERALL LIST

REVIEW LIMITATION. HE ALSO INDICATED THAT HIS AUTHORITIES
COULD NOT ACCEPT 12-MONTH LIMITATION PROPOSED BY
ITALAIN DEL AS THEY HOPED LIST REVIEW COULD REQUIRE
SHORTER TIME. ON THE OTHER HAND FRENCH DEL INDICATED
TO USDEL THAT HIS AUTHORITIES STILL WISHED SOME OVERALL
INDICATIONS OF LENGTH OF TIME FOR WHOLE REVIEW PROCESS.
SALZMAN

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